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UNITED STATES DISTRICT COURT **JS-6**
CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

ANTHEM SALES AND
MANAGEMENT, LLC, a California
limited liability company, dba SEA
BREEZE VACATION RENTALS;
STEPHEN SPETH, an individual,
and GRETCHEN SPETH, an
individual,

Petitioners/Plaintiffs,

v.

CITY OF SAN CLEMENTE AND
CITY COUNCIL OF THE CITY OF
SAN CLEMENTE, and DOES 1
through 10, inclusive,

Respondents/
Defendants.

CALIFORNIA COASTAL
COMMISSION, and DOES 11
through 50, inclusive,

Respondents and/or
Real Parties in Interest.

CITY OF SAN CLEMENTE,

Counter-Claimant,

v.

ANTHEM SALES AND
MANAGEMENT, LLC, a California
limited liability company, dba SEA
BREEZE VACATION RENTALS;
STEPHEN SPETH, an individual,
and GRETCHEN SPETH, an
individual,

Counter-Defendants.

Case No. 8:18-cv-01359-CJC-JDE
Hon. Cormac J. Carney

Assigned For All Purposes To:
Judge Cormac J. Carney

**ORDER DISMISSING THE PETITION,
COMPLAINT, AND
COUNTERCLAIMS**

1 The Court, having considered the parties' Stipulation Requesting an Order
2 Dismissing the Petition, Complaint, and Counterclaims and good cause appearing
3 therefor, hereby orders that:

4 1. The Verified Petition for Writ of Mandate and Complaint, filed on July 26,
5 2018 by Petitioners, Plaintiffs and Counter-Defendants Anthem Sales and Management,
6 LLC, Stephen Speth, and Gretchen Speth in the Orange County Superior Court, shall be
7 dismissed with prejudice;

8 2. The Counterclaims, filed on August 20, 2018 by Respondent, Defendant
9 and Counter-Claimant City of San Clemente, shall be dismissed with prejudice;

10 3. This dismissal relates only to claims between the parties regarding real
11 property commonly known as 250 La Rambla, in the City of San Clemente, California
12 ("La Rambla Property") and in no way releases any claims, rights, disputes, or causes
13 of action unrelated to the La Rambla Property; and

14 4. Neither party is deemed the prevailing party, and each party will bear their
15 own costs or attorneys' fees.

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17 **IT IS SO ORDERED.**

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19 DATED: October 30, 2018

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21 _____
22 The Hon. Cormac J. Carney
23 United States District Judge
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